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6 **UNITED STATES DISTRICT COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**
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9 ANTOINE DESHAWN BARNES,

Case No. 1:22-cv-00955-ADA-SKO

10 Plaintiff,

11 ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS AND DIRECTING
PAYMENT OF FILING FEE

12 v.

13 DAVID WOLF, et al.,
14 Defendants.

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19 Plaintiff Antoine Deshawn Barnes (“Plaintiff”) is a state prisoner proceeding *pro se* in this
20 action. On August 4, 2022, the assigned magistrate judge issued findings and recommendations that
21 Plaintiff’s application to proceed *in forma pauperis* (“IFP”) (Doc. 2) be denied, because prior to
22 filing this suit, Plaintiff had accrued more than three “strike” dismissals under 28 U.S.C. § 1915(g).
23 (Doc. 3.) The magistrate judge further found that the allegations in Plaintiff’s complaint failed to
24 show that Plaintiff was under imminent danger of serious physical injury at the time he filed suit.
25 (*Id.* at 2–3.) No objections to the findings and recommendations were filed. (*See* Docket.)

26 In accordance with the provisions of 28 U.S.C. § 626(b)(1)(C), this Court has conducted a
27 *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the findings
28 and recommendations to be supported by the record and proper analysis.

1 Accordingly, it is hereby ORDERED that:

2 1. The findings and recommendations issued on August 4, 2022 (Doc. 3) are adopted
3 in full;

4 2. Plaintiff's application to proceed *in forma pauperis* (Doc. 2) is denied;

5 3. **Within thirty (30) days** of the date of service of this order, Plaintiff shall pay the
6 filing fee of \$402.00 in full to proceed with this action; and

7 4. Failure to pay the filing fee within the time provided will result in dismissal of this
8 action.

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10 IT IS SO ORDERED.

11 Dated: September 6, 2022



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13 UNITED STATES DISTRICT JUDGE

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